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RE THE ARIZONA CORPORATION COMMISSION

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WILLIAM A. MUNDELL  
Chairman  
JIM IRVIN  
Commissioner  
MARC SPITZER  
Commissioner

IN THE MATTER OF THE APPLICATION  
OF QWEST CORPORATION F/K/A U S WEST  
COMMUNICATIONS, INC., FOR APPROVAL  
OF A TYPE 1 AND 2 PAGING CONNECTION  
SERVICE AGREEMENT WITH MAP MOBILE  
COMMUNICATIONS, INC.

DOCKET NO. T-01051B-00-1061

DECISION NO. 63509

ORDER

Open Meeting  
March 27 and 28, 2001  
Phoenix, Arizona

BY THE COMMISSION:

FINDINGS OF FACT

1. On December 28, 2000, Qwest Corporation ("Qwest") f/k/a U S WEST Communications, Inc., filed an application for approval of a Paging Interconnection Agreement between Qwest, and MAP Mobile Communications, Inc. ("MAP"). The term of the Agreement shall be effective upon Commission approval and remain in effect for three (3) years. Upon expiration, the agreement shall remain in force and effect until terminated by either party on one hundred sixty (160) days notice. The Agreement governs the terms and conditions under, which Qwest will offer interconnection to MAP.

2. The Telecommunications Act of 1996 ("1996 Act") directed incumbent local exchange carriers to make their networks available for interconnection and resale by new entrants to the local exchange market. The 1996 Act provides for interconnection and resale agreements to be concluded by voluntary negotiation.

3. This Agreement between Qwest and MAP was voluntarily negotiated, without resort to arbitration.

4. Under the terms of the Agreement, terms, conditions and rates are established for the interconnection of the parties facilities for the purpose of delivering land to pager traffic.

1           5.       According to the 1996 Act and Commission Rule, the Commission must approve  
2 voluntarily negotiated interconnection and resale agreements, if their provisions are non-  
3 discriminatory and in the public interest.

4           6.       Staff has reviewed the Agreement and finds it to be non-discriminatory and in the  
5 public interest. Qwest is offering the same terms and conditions of the Agreement to all other  
6 interested parties. The Agreement is in the public interest because it will act to further  
7 competition in the local exchange market in Arizona.

8           7.       Since there are no grounds for rejection of the Agreement pursuant to Section  
9 252(e)(2)(A) of the 1996 Act, Staff has recommended that the Commission approve the  
10 Interconnection Agreement between Qwest and MAP.

11                               CONCLUSIONS OF LAW

12           1.       Qwest is an Arizona public service corporation within the meaning of Article XV,  
13 Section 2, of the Arizona Constitution.

14           2.       The Commission has jurisdiction over MAP and over the subject matter of the  
15 Application.

16           3.       The Commission, having reviewed the Application and Staff's Memorandum has  
17 determined that the Interconnection Agreement negotiated between Qwest and MAP meets the  
18 requirements of Section 252(e)(2)(A) of the 1996 Act, which governs the approval of voluntarily-  
19 negotiated agreements and is in the public interest.

20           3.       The Commission maintains jurisdiction over the subject matter of the Agreement and  
21 Amendments thereof, to the extent permitted pursuant to the powers granted the Commission by  
22 the Arizona Constitution, Statutes, Commission Rule, and the 1996 Act and the Rules  
23 promulgated thereunder.

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ORDER

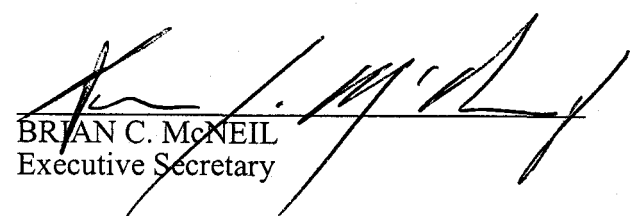
IT IS THEREFORE ORDERED that the Commission hereby approves the Interconnection Agreement between Qwest and MAP filed on December 28, 2000.

IT IS FURTHER ORDERED that this Decision shall become effective immediately.

**BY ORDER OF THE ARIZONA CORPORATION COMMISSION**  
CHAIRMAN  
COMMISSIONER

COMMISSIONER

IN WITNESS WHEREOF, I, BRIAN C. McNEIL, Executive Secretary of the Arizona Corporation Commission, have hereunto, set my hand and caused the official seal of this Commission to be affixed at the Capitol, in the City of Phoenix, this 30<sup>th</sup> day of March, 2001.

  
BRIAN C. McNEIL  
Executive Secretary

DISSENT: \_\_\_\_\_

DRS:EAA:jbc/DMW

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